

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

SYDELLE GOLDWURM, Individually and On  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

AMERICAN REALTY CAPITAL TRUST,  
INC., *et al.*,

Defendants.

Case No. 1:12-cv-03516-JKB

The Court having reviewed Plaintiff's application for a Temporary Restraining Order (the "Motion") and for good cause shown,

IT IS ORDERED, this \_\_\_\_ day of January, 2013, that Plaintiff's Motion is hereby GRANTED as follows:

1. A temporary restraining order pursuant to F. R. Civ. Proc. 65(a) is entered preventing a Shareholder Vote on the proposed acquisition of American Realty Trust, Inc. ("ARCT" or the "Company") by Tau Acquisition LLC ("Merger Sub"), a wholly-owned subsidiary of Realty Income, Corp. (collectively "Realty Income") (the "Proposed Transaction") until January \_\_\_, 2013, when a hearing on Plaintiff's application for a temporary injunction will be heard at \_\_:\_\_\_ .m. and

IT IS SO ORDERED.

Dated: \_\_\_\_\_

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James K. Bedar  
UNITED STATES DISTRICT JUDGE

